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Atty. Docket No.: 2878(203-3441) IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David S. Keppel

Examiner: Kenneth C. Williams

OTHER THAN

Serial No.:

10/728,259

Group: Art Unit 3762

Filed:

December 4, 2003

Dated: February 15, 2006

For:

VARIABLE OUTPUT CREST FACTOR ELECTROSURGICAL GENERATOR

Mail Stop: Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed.
- [X] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMAL	SMALL ENTITY			SMALL ENTITY	
	CLAIM REMAI AFTER AMENI	NING	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT.	OR	RATE	ADDIT. FEE	
TOTAL	21*	MINUS	21**	=	X 25	\$	х	50	\$0	
INDEP.	4*	MINUS	4**	=	X 100	\$	Х	200	\$ 0	
□ FIRST PRESEN	OITATIO	OF MUL	TIPLE DEP. CLA	MM	X 180	\$	Х	360	\$0	
				ADDIT. F	TOTAL	<u>\$ -0-</u>	OR T	OTAL	\$0	

^{*} If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service afirst class mail, postpaid in an envelope, addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on date below.

Dated: February 15, 2006

Edward &. Meagher

^{**} If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

[]	Please charge Deposit Account No. <u>21-0550</u> in the amount of \$ sheet are enclosed.	Two (2) copies of this

[] A check in the amount of \$____ is enclosed.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. <u>21-0550</u>. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. <u>21-0550</u> therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Edward. Meagher Reg. No. 41,189 Attorney for Applicant(s)

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PATENT Attorney Docket No.: 2878(203-3441)

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Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action of the United States Patent and Trademark Office dated November 16, 2005, please consider the following remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 9 of this paper.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on the date shown below as first class mail, postpaid in an envelope, addressed to: Attn: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 15, 2006

Edward C. Meagher